

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**BLUE SPIKE, LLC,**

*Plaintiff,*

**V.**

**TEXAS INSTRUMENTS, INC., et al.,**

***Defendants.***

**Civil Action No. 6:12-CV-499-LED**

## JURY TRIAL DEMANDED

**BLUE SPIKE, LLC,**

***Plaintiff,***

**V.**

**INFINISOURCE, INC. and QQUEST  
SOFTWARE SYSTEMS, INC.,**

***Defendants.***

**Civil Action No. 6:13-cv-127-MHS**

**(CONSOLIDATED 6:12-CV-499)**

## JURY TRIAL DEMANDED

**JOINT MOTION TO DISMISS**

Plaintiff, Blue Spike, LLC on the one hand, and Defendants Infinisource, Inc. (Infinisource) and Qqest Software Systems, Inc. (initially named in case as Qqest Software Solutions, Inc.), (Qqest) on the other, have reached a settlement agreement of the above-captioned matter and move to dismiss the claims, counterclaims, and causes of action between them.

Accordingly, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Blue Spike, LLC stipulates to the dismissal with prejudice of all claims and causes of action asserted in this case against Infinisource, Inc. and Qquest Software Systems, Inc. (initially named in case as Qquest Software Solutions, Inc.), and Infinisource and Qquest stipulate to the dismissal with prejudice of all counterclaims and defenses

asserted in this case against Blue Spike, LLC. The parties shall bear their own attorneys' fees, expenses and costs.

Dated: September 9, 2014

By: /s/Randall T. Garteiser

Randall T. Garteiser  
Lead Attorney  
Texas Bar No. 24038912  
rgarteiser@ghiplaw.com  
Christopher A. Honea  
Texas Bar No. 24059967  
chonea@ghiplaw.com  
Christopher S. Johns  
Texas Bar No. 24044849  
cjohns@ghiplaw.com  
Kirk J. Anderson  
California Bar No. 289043  
Peter S. Brasher  
California Bar No. 283992  
GARTEISER HONEA, P.C.  
218 North College Avenue  
Tyler, Texas 75702  
(903) 705-7420  
(888) 908-4400 fax  
**ATTORNEYS FOR BLUE SPIKE, LLC**

By: /s/ Clement J. Naples  
Clement J. Naples  
N.Y. Bar No. 4217717  
LATHAM & WATKINS LLP  
885 Third Avenue  
New York, NY 10022-4834  
Telephone: (212) 906-1200  
Facsimile: (212) 751-4864  
clement.naples@lw.com

**Attorneys for Defendants  
INFINISOURCE, INC. and QQUEST  
SOFTWARE SYSTEMS, INC.**

### **CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Federal Rule of Civil Procedure 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email.

/s/ Randall T. Garteiser  
Randall T. Garteiser